IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

COMPANY PETITION NO.166 OF 2005

Orix Auto & Business Solution ...Petitioners

Versus

Kvaerner Powergas India Pvt.Ltd. ...Respondents

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Mr.U.L.Shah for Petitioners.

Mr.V.Bhaskaran with Mr.Sachin Masurkar for Respondents.

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CORAM: A.M.KHANWILKAR, J.

JULY 22, 2005.

P.C.

1. Heard Counsel for the parties.

2. Amount which is payable to the Petitioners is made over to the Counsel for the Petitioners by pay order in the sum of Rs.5,13,219/- (Rupees Five Lakhs Thirteen Thousand Two Hundred Nineteen) in full and final settlement of the claim amount in this Petition. Petitioners have accepted the said amount.

3. In view of this, nothing survives for consideration in this Petition.

4. Counsel for the Petitioners prays on instructions of the representative of the Petitioners, who is present in Court for permission to withdraw this Petition with direction to the Respondent Company to hand over T.D.S. Certificate within one week.

5. Accordingly, Petition is dismissed as withdrawn. Respondent shall forward T.D.S. Certificate to the Petitioners within one week from today.

A.M.KHANWILKAR, J.